

Docket JP920000426US1

Appl. No.: 09/892,147

Filed: June 26, 2001

**In the United States Patent and Trademark Office**RECEIVED  
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In re the application of: Shamrakov )

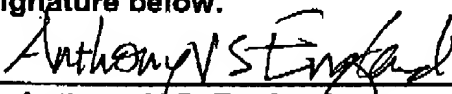
Filed 06/26/2001 )

Group Art Unit: 3628

For: Integration of Computer )  
Applications and E-Business )  
Capability )

Examiner: Clement B. Graham

Appl. No.: 09/783,250 )

Applicant's Docket: )  
JP920000426US1 )**CERTIFICATE OF FACSIMILE TRANSMISSION****I hereby certify that this correspondence is being transmitted via facsimile****to the United States Patent Office on the date indicated by my signature below.**  
Anthony V.S. England3-8-2006  
Date**NOTIFICATION OF POWER ATTORNEY AND CHANGE OF ADDRESS**

Enclosed is a Power of Attorney and Correspondence Address Indication Form ("POA/COA") and Statement Under 37 CFR 3.73(b) evidencing assignment of the present patent application to International Business Machines Corporation and attesting that Attorney England is authorized to act on behalf of the assignee. This POA/COA indicates that the case should be associated with customer number 39,903 and that attorneys associated with customer number, 39,903 are appointed.

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**BACKGROUND**

The present application was originally filed in June, 2001, with papers in which the inventors appointed a certain original set of attorneys to prosecute the case. One of those original appointees was Attorney Manny Schecter. On about January 23, 2002, an individual Power of Attorney and Change of Correspondence Address ("POA/COA") request was filed in which Attorney Manny Schecter appointed Attorney Rao Coca in the case. See attached Exhibit "AA."

On about November 3, 2002, an individual Power of Attorney and Change of Correspondence Address ("POA/COA") notification was filed in which Rao Coca appointed Attorney England and in which it was requested that the PTO send future correspondence to an address on Sixth Street in Austin, Texas. See attached Exhibit "BB." Subsequently Attorney England received correspondence from the PTO for this case at the Sixth Street address, as requested.

On about September 1, 2004, Attorney England established a customer number 39,303 with a correspondence address at PO Box 5307, Austin, Texas 78763-5307. On about September 7, 2004, Attorney England submitted a batch update request to associate the present case with Attorney England's customer number, 39,903. The request included a cover letter signed by Attorney England.

In reply, the PTO sent Attorney England a notice refusing to associate this particular case with Attorney England's customer number on the basis that Attorney England did not have Power of Attorney, indicating that "POA must sign cover letter." However, the PTO continued to send correspondence in the case to Attorney England at the old, Sixth Street address.

On or about January 19, 2005, Attorney England submitted a second batch update again requesting that the present case be associated with Attorney England's customer number, 39,903, which was associated with the PO Box address for Attorney England. The request again included a cover letter signed by Attorney England.

Although Attorney England was able to confirm by browsing via the Internet that he had access to view the file history for the present case in Private PAIR, nevertheless, the PTO continued to send correspondence to Attorney England at the old, Sixth Street address.

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Furthermore, the PTO, once again, sent Attorney England a notice refusing to associate this particular case with Attorney England's customer number on the basis that Attorney England did not have Power of Attorney, once again indicating that "POA must sign cover letter."

Attorney England next filed another individual POA/COA notification on September 25, 2005. See attached Exhibit "CC." This notification also included a Statement 37 CFR 3.73(b) evidencing assignment of the present patent application to International Business Machines Corporation and attesting that Attorney England is authorized to act on behalf of the assignee. The Statement included reel and frame numbers of an Assignment recordation in the PTO records. (Note, however, that the Assignment recorded at that reel and frame number has since been corrected due to an error in the application serial number on the Recordation cover sheet filed on about August 29, 2001.) The notification also included a cover letter signed by Attorney England, indicating that the case should be associated with customer number 39,903. It also stated that attorneys associated with customer number 39,903 are appointed.

By that time, mail from the Sixth Street address was no longer being forwarded to Attorney England, so Attorney England has not received additional correspondence from the PTO in this matter, if there has been any. However, Attorney England has determined that the file history in PAIR does show that the POA/COA notification of September 25, 2005, was received by the PTO. The PTO still has not changed the correspondence address. Consequently, mail will continue to go to the outdated address. Further, according to PAIR, Attorney England is still not listed as an attorney appointed by Applicant in the present case.

PAIR indicates the case has now been assigned to Examiner Clement Graham. On March 7, 2006, Attorney England had his assistant, Susan Maze, advise Examiner Graham by telephone that this request and record of prior correspondence is being faxed to him at 571-273-6795 and to the central PTO fax number.

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**REQUESTED ACTION**

1. Applicant requests that the PTO update its record in this case to indicate the appointment of Attorney England
2. Applicant requests that if Examiner Graham does not send correspondence in this case to the address herein requested, i.e., the address Applicant has indicated numerous times, that Examiner Graham contact Attorney England by telephone prior to mailing such correspondence to discuss what is required to resolve this matter.

Respectfully submitted,



Anthony V. S. England  
Attorney for Applicants  
Registration No. 35,129  
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## Attachments:

1. POA/COA and Statement Under 37 CFR 3.73(b) evidencing assignment of the present patent application to International Business Machines Corporation and attesting that Attorney England is authorized to act on behalf of the assignee (2 pages)
2. Exhibit "AA" - POA/COA filed by Attorney Manny Schecter appointing Attorney Rao Coca in the case (1 page)
3. Exhibit "BB" - POA/COA filed by Rao Coca appointing Attorney England changing correspondence address to an address on Sixth Street in Austin, Texas (3 pages)
4. Exhibit "CC" - POA/COA request filed on September 25, 2005 by Attorney England including a Statement 37 CFR 3.73(b) evidencing assignment of the present patent application to International Business Machines Corporation and attesting that Attorney England is authorized to act on behalf of the assignee (4 pages)